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KENTUCKY · OHIO · INDIANA · TENNESSEE · WEST VIRGINIA

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May 24, 2010

RECEIVED
MAY 26 2010
PUBLIC SERVICE
COMMISSION

Mr. Jeffrey Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602-0615

Re: Application of Big Rivers Electric Corporation for Approval to Transfer
Functional Control of Its Transmission System to Midwest
Independent Transmission System Operator, Inc.
PSC Case No. 2010-00043

Dear Mr. Derouen:

Enclosed please find herewith an original and five (5) copies of Midwest Independent Transmission System Operator, Inc.'s Notification of Intent and Motion to Substitute a Witness to be filed in the above-referenced matter. Please return a file stamped to me in the enclosed self-addressed, stamped envelope.

Sincerely yours,



Mark David Goss

Enclosures

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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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COMMISSION

In the Matter of:

Application of Big Rivers Electric Corporation)
for Approval to Transfer Functional Control) Case No. 2010-00043
of Its Transmission System to Midwest)
Independent Transmission System Operator, Inc.)

**NOTIFICATION OF INTENT AND MOTION TO SUBSTITUTE
A WITNESS BY MIDWEST INDEPENDENT TRANSMISSION
SYSTEM OPERATOR, INC.**

Comes now Midwest Independent Transmission System Operator, Inc. (“Midwest ISO”), and notifies the Kentucky Public Service Commission (the “Commission”) of the following, and requests that an appropriate Order from the Commission be entered:

1. That due to a preexisting scheduling conflict with the July 7, 2010 evidentiary hearing that has been set in this matter, the Midwest ISO respectfully advises that it must substitute a witness for Richard Doying, Vice President of Market Operations, who will be adopting and testifying to all matters raised in Mr. Doying’s February 1, 2010 prefiled testimony.

2. In an effort to facilitate the processing of this docket and promptly notify the Commission and any parties of this need to substitute the witness who will be adopting Mr. Doying’s prefiled testimony and appearing at the July 7, 20101 evidentiary hearing to support such testimonial evidence, the Midwest ISO states as follows:

3. The person adopting the prefiled testimony of Richard Doying is: Todd Ramey, the Executive Director of Market Administration for the Midwest ISO, 720 City Center Drive, Carmel, Indiana, 46032. Mr. Ramey is a graduate of Purdue University in West Lafayette, Indiana where he received an undergraduate degree in engineering. He also holds a graduate

degree in Business Administration from Butler University. Mr. Ramey has worked in the electric industry for twenty-one years, with the first thirteen years in generation and transmission system operations for an integrated utility in the Midwest. Since 2001, he has held various management positions at the Midwest ISO in areas related to wholesale market design, development, and administration. He has held the position of Executive Director of Market Administration since 2006.

Mr. Ramey oversees the team responsible for administering the primary market functions of the Midwest ISO including: the annual Auction Revenue Rights allocation, the Financial Transmission Rights market, the Day-Ahead Energy and Ancillary Services markets; the Forward Reliability Assessment Commitment process; and the Real-Time price monitoring and validation process. In addition, he serves as the Midwest ISO liaison to the Market Subcommittee. Mr. Ramey is familiar with and well versed in the issues raised in the Doying prefiled testimony and as such is both by qualifications and understanding able to adopt and support the testimonial positions presented. Mr. Ramey will be made available to adopt and offer the aforementioned prefiled testimony and be available for questioning on such prefiled testimony of Richard Doying as well as any data responses provided to-date. Mr. Ramey's Affidavit fully adopting Mr. Doying's testimony is attached hereto for inclusion into the case record.

4. Counsel for both Big Rivers Electric and KIUC have been contacted and do not object to this substitution.

5. For all of the reasons stated above, and many more not discussed, Midwest ISO's respectfully notifies and advises the Commission of this need to substitute witnesses and herein provides the Commission and the parties with the name and qualifications of the substitute

witness, Todd Ramey, and the Midwest ISO's intention to have Mr. Ramey adopt and offer the originally prefiled Doying testimony as his own to avoid unduly complicating or disrupting the progress and proceedings herein. As such, Midwest ISO respectfully requests that its Notification of Intent and Motion to Substitute a Witness be accepted and that an Order sustaining the Motion be entered by the Commission.

This 24th day of May, 2010.

Respectfully submitted,



Mark David Goss
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(859) 231-0011 – Facsimile
Counsel for Midwest ISO

Keith L. Beall
Gregory A. Troxell
Midwest Independent Transmission
System Operator, Inc.
P.O. Box 4202
Carmel, Indiana 46082-4202
*Staff Counsel for Midwest Independent
Transmission System Operator, Inc.*

CERTIFICATE OF SERVICE

This is to certify that I have duly served the above Notification of Intent and Motion to Substitute a Witness by first class United States mail on the following this 24th day of May, 2010:

Hon. James M. Miller
Hon. Tyson Kamuf
Sullivan, Mountjoy, Stainback & Miller, P.S.C.
100 St. Ann Street
P.O. Box 727
Owensboro, KY 42302-0727
Counsel for Big Rivers Electric Corporation

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Michael L. Kurtz
Boehm, Kurtz & Lowry
36 East Seventh Street
Suite 1510
Cincinnati, OH 45202

A handwritten signature in black ink, appearing to read "Mark D. Smith", written over a horizontal line.

Counsel for Midwest Transmission
Independent Operator System, Inc.

AFFIDAVIT

I, Todd Ramey, Executive Director of Forward Operations, of Midwest Independent Transmission System Operator, Inc. verify, state, and affirm that I reviewed and assisted with the preparation of the Notification filed with this Affidavit, and that the testimony that is adopted by me is true and accurate to the best of my knowledge, information, and belief formed after a reasonable inquiry.


Todd Ramey

STATE OF INDIANA)
COUNTY OF HAMILTON)

SUBSCRIBED AND SWORN TO before me by Todd Ramey on this 21st day of MAY, 2010.


Edith L. Bandy
Notary Public
My Commission Expires: 04-29-2018

